



LEGISLATIVE FISCAL OFFICE
Fiscal Note

ACT 110

Fiscal Note On: SB 10 SLS 10RS 120

Bill Text Version: ENROLLED

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date:	June 21, 2010	11:05 AM	Author:	GAUTREAUX, N.
Dept./Agy.:	Corrections		Analyst:	Matthew LaBruyere
Subject:	Testing for certain diseases			

CRIME/PUNISHMENT

EN NO IMPACT See Note

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Provides for certain incidents when an incarcerated prisoner must be tested for certain diseases. (8/15/10)

Proposed legislation retains present law and adds incidents of biting, spitting, throwing, or other forms of contact, which could cause another person to contract an infectious disease. Proposed legislation changes present law by changing the reporting of the incident from a mandatory requirement to a permissive requirement; removes the penalty for false swearing; and provides that a person who witnesses an incident can report by affidavit.

EXPENDITURES	2010-11	2011-12	2012-13	2013-14	2014-15	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2010-11	2011-12	2012-13	2013-14	2014-15	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure. The Department of Corrections (DOC) currently has a health care policy in place to order testing for an infectious disease when an offender is involved in an incident with another offender. The costs for testing are paid by the offender and testing for the new incidents added in the proposed legislation would continue to be paid by offenders.

In the event an offender has insufficient funds in his prison banking account, DOC charges the account of the offender and any funds (deposits from family members, incentive wages, or work release) the offender receives will be paid to DOC until the amount is paid in full. For illustrative purposes, if an offender owes \$50 for a test and only has \$25 in is account, the remaining \$25 will be paid to DOC with each deposit the offender makes until the amount is paid in full.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate

Dual Referral Rules

☐ 13.5.1 >= \$100,000 Annual Fiscal Cost

☐ 13.5.2 >= \$500,000 Annual Tax or Fee Change

House

☐ 6.8(F) >= \$100,000 Annual SGF Cost

☐ 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease

Robert E. Hosse

LFO Staff Director